

TOWN OF GOLDEN BEACH  
RESOLUTION NO. 952.95

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH RELATING TO THE VARIANCE REQUEST OF HERBERT A. TOBIN, 461 OCEAN BLVD., LOT 14, AND THE NORTHERLY 1/2 OF LOT 13, BLOCK "C" OF GOLDEN BEACH SECTION B ACCORDING TO PLAT BOOK 9, PAGE 52 OF THE PUBLIC RECORDS OF DADE COUNTY FLORIDA, REQUESTING RELIEF FROM TOWN CODE SECTION 66-136 "SETBACK AND LOT LINE RESTRICTIONS", FOR NEW SECOND FLOOR ADDITION TO ENCROACH FIVE FEET ON THE SOUTH SIDE TO BE FLUSH WITH THE EXISTING FIRST FLOOR.

WHEREAS, HERBERT A. TOBIN has applied for the following:

1. NON-USE VARIANCE, and, relief from Town Code Section 66-136 "Setback and Lot Line Restrictions", for new second floor addition to encroach five feet on the south side to be flush with the existing first floor.

SUBJECT PROPERTY: LOT 14, AND THE NORTHERLY 1/2 OF LOT 13, BLOCK "C" OF GOLDEN BEACH SECTION B ACCORDING TO PLAT BOOK 9, PAGE 52 OF THE PUBLIC RECORDS OF DADE COUNTY FLORIDA.

ADDRESS: 461 OCEAN BLVD.  
GOLDEN BEACH, FLORIDA 33160

WHEREAS, a public hearing of the Town Council of the Town of Golden Beach was advertised and held, as required by law, and all interested parties concerned in the matter were given an opportunity to be heard, and

WHEREAS, upon due and proper consideration having been given to the matter it is the opinion of this Town Council that the requested non-use variance is not contrary to public interest and that special conditions do exist whereby a literal enforcement of the provisions of the Town's Code of Ordinances will result in unnecessary and undue hardship on the applicant.

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NOW, THEREFORE BE IT RESOLVED by the Town Council, Town of Golden Beach:

Section 1. That the requested non-use variance:

Item #1, relief from Town Code Section 66-136 "Setback and Lot Line Restrictions", for new second floor addition to encroach five feet on the south side to be flush with the existing first floor, and

Section 2. That the application as approved, is subject to the following conditions:

A. Plans being submitted would comply with the plans approved by the Building Regulation Board.

B. A Building Permit for work where the Variance has been granted must be obtained within two (2) years from the date of Variance approval. If no Building Permit is issued within the two (2) year time limit, then the Variance approval will be considered null and void.


Section 3. The Building and Zoning Director is hereby directed to make the necessary notations upon the maps and records of the Town of Golden Beach Building and Zoning Department and to issue all permits in accordance with the terms and conditions of this Resolution. A copy of this Resolution shall be attached to the building permit application documents.

WHEREAS, the following Resolution was offered by VICE MAYOR LOWRANCE and seconded by COUNCILMAN ROSENTHAL and upon poll of members present, the vote was as follows:

Mayor Cuenca	AYE
Vice Mayor Lowrance	AYE
Councilman Rosenthal	AYE
Councilman Fistel	AYE
Councilman Addicott	ABSENT

PASSED AND ADOPTED this 22nd day of August, 1995.

  
MAYOR JUDY CUENCA

  
~~TOWN CLERK~~/DEPUTY TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
JON M. HENNING  
TOWN ATTORNEY

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